



PATENT
Customer No. 22,852
Attorney Docket No. 01035.0028-04

in the united states patent and trademark office

In re Application of:)
)
John BOYLAN et al.) Group Art Unit: 3738
)
Application No.: 10/814,326) Examiner: Phan, H.
)
Filed: March 30, 2004)
)
For: RADIOPAQUE AND MRI) Confirmation No.: 5142
COMPATIBLE NITINOL ALLOYS)
FOR MEDICAL DEVICES)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Response to Notice of Non-Compliant Amendment

In response to the Notice of Non-Compliant Amendment mailed September 6, 2005, Applicants respectfully request that the attached claim listing and remarks be substituted for the claim listing and remarks of the Amendment dated June 16, 2005. The enclosed claim listing and remarks are identical to those submitted in the Amendment dated June 16, 2005, except that they are now on separate pages, as required by the Notice of Non-Compliant Amendment.

Accordingly, Applicants submit that the corrected claim listing and remarks is now proper, and places Applicants' response of June 16, 2005 in compliance for immediate examination.

Replacement Sheet

In view of the attached amendments and remarks, Applicants respectfully request reconsideration of this application and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 5, 2005

By:

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